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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Carl Herman Haken

Examiner: Mylinh T. Tran

Serial Number: 09/519,242

Art Unit: 2174

Filed: March 6, 2000

Title: Graphical Interface Control System

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Technology Center 2100

Letter to the File

Commissioner for Patents Washington, DC

Sir:

The purpose of this letter is to document a telephone conversation between the undersigned attorney and Examiner Mylinh T. Tran on October 31, 2003

The undersigned stated his belief that: 1) the Examiner's Advisory Action (Form PTOL-303) of October 28, 2003 was inappropriate inasmuch as the previous office action in this case, mailed August 28, 2003, was non-final and stated a new ground of rejection; and 2) that applicant was entitled as a matter of right to entry and examination of the amendment filed September 29, 2003 in response to the non-final office action. It appeared to the undersigned that the Examiner had acted in the mistaken belief that a final rejection had already been made in this case.

Examiner Tran stated that she would order the case file and reply by telephone to the undersigned.

Respectfully submitted,

Jack E. Haken Reg. No. 26,902

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(Attorney under 37 CFR 1.34(a))

October 31, 2003